

32B-6-306 Master limited-service restaurant license.

- (1)
 - (a) The commission may issue a master limited-service restaurant license that authorizes a person to store, sell, offer for sale, furnish, or allow the consumption of an alcoholic product on premises at multiple locations as limited-service restaurants if the person applying for the master limited-service restaurant license:
 - (i) owns each of the limited-service restaurants;
 - (ii) except for the fee requirements, establishes to the satisfaction of the commission that each location of a limited-service restaurant under the master limited-service restaurant license separately meets the requirements of this part; and
 - (iii) the master limited-service restaurant includes at least five limited-service restaurant locations.
 - (b) The person seeking a master limited-service restaurant license shall designate which limited-service restaurant locations the person seeks to have under the master limited-service restaurant license.
 - (c) A limited-service restaurant location under a master limited-service restaurant license is considered separately licensed for purposes of this title, except as provided in this section.
- (2) A master limited-service restaurant license and each location under Subsection (1) are considered a single limited-service restaurant license for purposes of Subsection 32B-6-303(3)(a).
- (3)
 - (a) A master limited-service restaurant license expires on October 31 of each year.
 - (b) To renew a person's master limited-service restaurant license, a person shall comply with the renewal requirements of Chapter 5, Part 2, Retail Licensing Process, by no later than September 30.
- (4)
 - (a) The nonrefundable application fee for a master limited-service restaurant license is \$330.
 - (b) The initial license fee for a master limited-service restaurant license is \$5,000 plus a separate initial license fee for each newly licensed limited-service restaurant license under the master limited-service restaurant license determined in accordance with Subsection 32B-6-304(3)(b).
 - (c) The renewal fee for a master limited-service restaurant license is \$500 plus a separate renewal fee for each limited-service license under the master limited-service restaurant license determined in accordance with Subsection 32B-6-304(3)(c).
- (5) A new location may be added to a master limited-service restaurant license after the master limited-service restaurant license is issued if:
 - (a) the master limited-service restaurant licensee pays a nonrefundable application fee of \$330; and
 - (b) including payment of the initial license fee, the location separately meets the requirements of this part.
- (6)
 - (a) A master limited-service restaurant licensee shall notify the department of a change in the persons managing a location covered by a master limited-service restaurant license:
 - (i) immediately, if the management personnel is not management personnel at a location covered by the master limited-service restaurant licensee at the time of the change; or
 - (ii) within 30 days of the change, if the master limited-service restaurant licensee is transferring management personnel from one location to another location covered by the master limited-service restaurant licensee.

- (b) A location covered by a master limited-service restaurant license shall keep its own records on its premises so that the department may audit the records.
 - (c) A master limited-service restaurant licensee may not transfer alcoholic products between different locations covered by the master limited-service restaurant license.
- (7)
- (a) If there is a violation of this title at a location covered by a master limited-service restaurant license, the violation may result in disciplinary action in accordance with Chapter 3, Disciplinary Actions and Enforcement Act, against:
 - (i) the single location under a master limited-service restaurant license;
 - (ii) individual staff of the location under the master limited-service restaurant license; or
 - (iii) a combination of persons or locations described in Subsections (7)(a)(i) and (ii).
 - (b) In addition to disciplinary action under Subsection (7)(a), disciplinary action in accordance with Chapter 3, Disciplinary Actions and Enforcement Act, may be taken against a master limited-service restaurant licensee or individual staff of the master limited-service restaurant licensee if during a period beginning on November 1 and ending October 31:
 - (i) at least 25% of the locations covered by the master limited-service restaurant license have been found by the commission to have committed a serious or grave violation of this title, as defined by rule made by the commission; or
 - (ii) at least 50% of the locations covered by the master limited-service restaurant license have been found by the commission to have violated this title.
- (8) The commission may make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to establish how a person may apply for a master limited-service restaurant license under this section.

Enacted by Chapter 349, 2013 General Session